

**DIRECTORATE OF ELEMENTARY EDUCATION  
HIMACHAL PRADESH, LALPANI SHIMLA**

Dated- Shimla-171001, the Feb, 2022.

In the matter of: CWP No. 8214 /2021 titled as Dev Dutt Pathania Vs. State of H.P. & Others.

Whereas, Shri Dev Raj Pathania, TGT (NM) preferred CWP No. 8214/2021 titled as Dev Dutt Pathania Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Kalounse u/c GSSS Batot District Chamba (Hard Area) to District Kangra in soft area. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 27.12.2021 when the Hon'ble High Court has passed the following orders:-

"...3. Accordingly, we deem it fit and appropriate to dispose of the instant writ petition with a direction to respondent No. 2, to decide, in accordance with law, the representation, Annexure P-5, moved by the petitioner within two weeks from the receipt of the copy of this order.

Pending application(s), if any, shall also stand disposed of"

Whereas, from perusal of record, it has been found that the petitioner is working in GMS Kalounse u/c GSSS Batot District Chamba since 04.09.2018 and has completed more than three years stay there. The petitioner is working in hard/sub-cadre area of Chamba District and is entitled for transfer at the station of his choice as per policy. The petitioner has requested in his representation (Annexure P-5) that he may be transferred to GSSS Jassur/GMS Thora u/c GSSS Jassur/GMSSS(B) Gangath/GMS Balkhora u/c GSSS Baranda in District Kangra/GSSS Parchhore (Chamba). At present one Smt. Sunita Kumari, TGT(NM) is working in GMS Balkhora u/c GSSS Baranda (Kangra) since 19.7.2018 and has completed three years stay at her present place of posting. She has never served in hard/sub-cadre area. Keeping in view of the above position, the representation of the petitioner is considered and he is hereby transferred from GMS Kalounse u/c GSSS Batot District Chamba to GMS Balkhora u/c GSSS Baranda District Kangra vice Smt. Sunita Kumari, TGT(NM) & vice-versa, with TTA/JT to Smt. Sunita Kumari, TGT(NM). The representation of the petitioner is disposed of accordingly.



Endst:No:-EDN-H(2)B(6)1-18/2021-(NM)-dated, Shimla-1

Copy to the following for information and necessary action please:-

1. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
2. The Deputy Director of Education Chamba/Kangra (H.P.).
3. The Principal, Govt. Sr. Sec. School Batot(Chamba)/GSSS Baranda Distt. Kangra, H.P.
4. Regd.) Dev Dutt Pathania S/O Shri Rattan Chand R/O Vill. & P.O. Khanni, Tehsil Nurpur District Kangra, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla.
6. Guard file.

**DIRECTOR**

**DIRECTORATE OF ELEMENTARY EDUCATION  
HIMACHAL PRADESH, LALPANI SHIMLA**

Dated- Shimla-171001, the Feb, 2022.

In the matter of:

CWP No. 8259/2021 titled as Sushil Singh Vs. State of H.P. & Others.



Whereas, Shri Sushil Singh, TGT (NM) preferred CWP No. 8259/2021 titled as Sushil Singh Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GHS Sailli u/c GSSS Aura District Chamba (Hard Area) to District Kangra in soft area. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 28.12.2021 when the Hon'ble High Court has passed the following orders:-

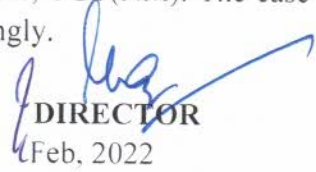
"...3. In view of the matter, we dispose of this petition with a direction to the respondents-State to consider the case of the petitioner and thereafter consequential order of transfer be passed, positively within a period of three weeks from today, without insisting upon the condition of a substitute.

4. Petition stands disposed of accordingly. Pending miscellaneous application(s), if any, shall also stand disposed of.

For compliance, to come up on 28<sup>th</sup> February, 2022."

Whereas, on the perusal of record, it is found that the petitioner has been working in GMS Sailli u/c GSSS Aura District Chamba since 31.8.2018 and has completed his normal tenure of more than three years stay at his present place of posting which is a hard/difficult area. As per transfer policy he is entitled for transfer to the station of his choice in a soft area. One Shri Vinod Kumar, TGT(NM) is working in GSSS Dangla District Kangra since 13.10.2017 on contract basis and his services were regularized on 3.05.2021 and has completed more than three years stay and has never served in hard/difficult area.

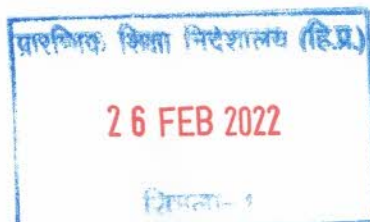
However, in compliance to the orders passed by the Hon'ble High Court in the said petition the case of the petitioner for transfer is considered and he is hereby transferred from GHS Sailli u/c GSSS Aura District Chamba vice Shri Vinod Kumar, TGT(NM) & vice-versa, with TTA/JT to Sh. Vinod Kumar, TGT(NM). The case of the petitioner for his transfer/adjustment is disposed of accordingly.

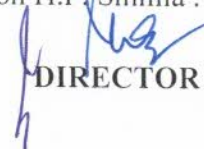
  
DIRECTOR  
Feb, 2022

Endst:No:-EDN-H(2)B(6)1-18/2021-(NM)-dated, Shimla-1

Copy to the following for information and necessary action please:-

1. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
2. The Deputy Director of Education Chamba/Kangra (H.P.).
3. The Principal, Govt. Sr. Sec. School Aura (Chamba)/GSSS Dangla Distt. Kangra, H.P.
4. Regd.) Sushil Kumar S/O Shri Milkhi Ram R/O Vill. Dhanti Garlan P.O. Dhanti Bhuila, Tehsil Nurpur District Kangra, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.



  
DIRECTOR



**DIRECTORATE OF ELEMENTARY EDUCATION  
HIMACHAL PRADESH, LALPANI SHIMLA**

Dated- Shimla-171001, the Feb, 2022.

In the matter of: CWP No. 6317/2021 titled as Shyam Singh Vs. State of H.P. & Others.

Shri Shyam Singh, TGT (NM) preferred CWP No. 6317/2021 titled as Shyam Singh Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMSSS Biargarh District Chamba (Hard Area) to District Kangra in soft area. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 24.11.2021 when the Hon'ble High Court has passed the following orders:-

*"...3. Having regard to the limited nature of the grievance of the petitioner, without expressing any option on the merits, we dispose of the present writ petition requiring the petitioner to make a representation to respondent No. 2, Director of Elementary Education, Himachal Pradesh, Lalpani Shimla, giving five vacant places of his choice in two Districts, as per the Transfer policy of the State Government, who shall consider grievance of the petitioner and pass appropriate reasoned and speaking order thereon, in accordance with law, of course, within a period of one month from the date of submission of the said representation alongwith copy of this order."*

In compliance to the directions of the Hon'ble High Court the petitioner submitted his representation in this Directorate on 15.12.2021. He has given five vacant stations of his choice for his transfer in District Kangra but in which four stations have already been filled up and one was lying vacant in GSSS Guglara District Kangra. Hence, the petitioner was called for personal hearing on 1.02.2021 and he has attended the same. The petitioner has given six other options for his adjustment against longer in stay in soft area of Kangra and Chamba District.

From perusal of record, it has been found that the petitioner is working in GMSSS Biargarh District Chamba since 26.06.2018 and has completed more than three years stay. The petitioner is working in hard/sub-cadre area of Chamba District and can not be transferred without substitute from the aforesaid school as per policy. At the time of personal hearing he has also requested to transfer him against longer in stay in the stations of his choice soft area of District Kangra/Chamba. At present one Shri Jasvinder Singh, TGT(NM) is working in GSSS Matlahar District Kangra since 31.10.2018 and has completed more than three years stay there. He has never served in hard/sub-cadre area. Keeping in view of the above position, the representation of the petitioner is considered and he is hereby transferred from GSSS Biargarh District Chamba to GSSS Matlahar District Kangra vice Shri Jasvinder Singh, TGT(NM) & vice-versa, with TTA/JT to Sh. Jasvinder Singh, TGT(NM). The representation of the petitioner is disposed of accordingly.

28 FEB 2022

DIRECTOR

Feb, 2022

Endst:No:-EDN-H(2)B(6)1-18/2021-(NM)-dated, Shimla-1

Copy to the following for information and necessary action please:-

1. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
2. The Deputy Director of Education Chamba/Kangra (H.P.).

3. The Principal, Govt. Sr. Sec. School Biaragarh(Chamba)/GSSS Matlahar Distt. Kangra, H.P.
4. Regd.) Shyam Singh S/O Shri Bir Singh R/O Vill. Serla P.O. Paroul, Tehsil Fatepur District Kangra, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.

  
**DIRECTOR**